

SEC. 3. If the Constitution shall not have been previously amended so as to provide that the Supreme Court shall be open at all times, then, in that event the foregoing Constitutional amendment shall be submitted to a vote of the qualified electors of this State, at an election to be held on the first Tuesday after the first Monday in November A. D. 1930, at which all ballots shall have printed thereon the following:

(I) "For the amendment to Article V, adding Section 3a, providing that the Supreme Court may sit at any time during the year."

"Against the amendment to Article V adding Section 3a, providing that the Supreme Court may sit at any time during the year."

Each voter shall scratch out one of the above listed clauses on the ballot, leaving the one expressing his vote on the proposed amendment to which it relates.

SEC. 4. The Governor of this State is hereby directed to issue the necessary proclamation ordering an election to determine whether or not the proposed constitutional amendment set forth herein shall be adopted, and to have the same published as required by the Constitution and laws of this State. And the sum of five thousand (\$5,000.00) dollars, or so much thereof as may be necessary, is hereby appropriated from any funds in the State Treasury, not otherwise appropriated to defray the expenses of printing said proclamation and of holding said election.

[NOTE: S. J. R. No. 2 passed the Senate February 11, 1929, 27 ayes, 0 nays; passed the House February 28, 1929, 103 ayes, 0 nays.]

Approved by Governor March 2, 1929.

PERMANENT UNIVERSITY FUND—PROPOSED CONSTITUTIONAL AMENDMENT.

S. J. R. No. 7.]

Proposing an amendment to the State Constitution providing that the Permanent University fund shall be invested in bonds of the United States, the State of Texas, or counties of said State, or in school bonds of municipalities or in bonds of any city of this State, or in obligations and pledges issued by the Board of Regents of the University of Texas, or secured by such obligations and pledges, for the construction of dormitories and other buildings for the use of the University of Texas, or in bonds issued under and by virtue of the Federal Farm Loan Act approved by the President of the United States, July 17, 1916, and amendments thereto.

Be it resolved by the Legislature of the State of Texas:

SECTION 1. That Section 11 of Article VII of the Constitution of the State of Texas be amended so as to read as follows:

Section 11. In order to enable the Legislature to perform the duties set forth in the foregoing section, it is hereby declared all lands and other property heretofore set apart and appropriated for the establishment and maintenance of the University of Texas, together with all the proceeds of sales of the same, heretofore made or hereafter to be made, and all grants, donations and appropriations that may hereafter be made by the State of Texas, or from any other source, shall constitute and become a permanent university fund. And the same as realized and received into the Treasury of the State (together with such sums belonging to the fund, as may now be in the Treasury), shall be invested in bonds of the United States, the State of Texas, or counties of said State, or in school bonds of municipalities, or in bonds of any city of this State, or in obligations and pledges issued by the Board of Regents of the University of Texas, or secured by such obligations and pledges, for the construction of dormitories and other buildings for the use of the University of Texas, or in bonds issued under and by virtue of the Federal Farm Loan Act approved by the President of the United States, July 17, 1916, and amendments thereto; and the interest accruing thereon shall be subject to appropriation by the Legislature to accomplish the purpose declared in the foregoing section; provided, that the one-tenth of the alternate sections of the lands granted to railroads, reserved by the State, which were set apart and appropriated to the establishment of the University of Texas, by an Act of the Legislature of February 11, 1858, entitled, "An Act to establish 'the University of Texas', shall not be included in, or constitute a part of, the permanent university fund."

SEC. 2. Said proposed amendment shall be voted on by the electors of this State qualified to vote on constitutional amendments at an election to be held throughout the State on the first Tuesday After the first Monday in November, 1930, at which each voter opposing said amendment shall scratch off of the ballot with pen or pencil the following words printed thereon:

"For the amendment to the State Constitution providing that the permanent University fund shall be invested in bonds of the United States, the State of Texas, or counties of said State, or in school bonds of municipalities, or in bonds of any city of this State, or in obligations and pledges issued by the Board of Regents of the University of Texas, or secured by such obligations and pledges, for the construction of dormitories and other buildings for the use of the University of Texas, or in bonds issued under and by virtue of the Federal Farm Loan Act approved by the President of the United States, July 17, 1916, and amendments thereto." And each voter favoring said amendment shall scratch off of the ballot in the same manner, the following words printed thereon:

"Against the amendment to the State Constitution providing that the permanent University Fund shall be invested in bonds of United States, the State of Texas, or counties of said State,

or in school bonds of municipalities, or in bonds of any city of this State, or in obligations and pledges issued by the Board of Regents of the University of Texas, or secured by such obligations and pledges, for the construction of dormitories and other buildings for the use of the University of Texas", or in bonds issued under and by virtue of the Federal Farm Loan Act approved by the President of the United States, July 17, 1916, and amendments thereto."

If it shall appear from a return of said election that a majority of the votes cast have been cast in favor of said amendment, it shall become a part of the Constitution of the State of Texas.

SEC. 3. The Governor shall issue his proclamation calling said election and have the same published and said election held in accordance with this Resolution and the Constitution and laws of this State; and return shall be made and the votes canvassed and counted as provided by law; and if said amendment is adopted by the required vote of the qualified electors of this State, the Governor shall issue his proclamation as required by law.

SEC. 4. The sum of three thousand dollars or so much thereof as may be necessary, is hereby appropriated out of the State Treasury to pay for publication of the proclamation calling said election and any expenses of the state in submitting said amendment and holding said election.

[NOTE: S. J. R. No. 7 passed the Senate 30 ayes, 0 nays; reconsidered and amended and passed 30 ayes, 0 nays; Senate concurred in House amendments, 30 ayes, 0 nays. Passed the House with Engrossed Rider 101 ayes, 1 nays. Received in Executive Office March 8, 1929; received in Department of State March 25, 1929, without the Governor's signature.]